

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

U.S. BANK, NATIONAL ASSOCIATION, in its capacity  
as Trustee, JOSHUA N. TERRY, AND ACIS CAPITAL  
MANAGEMENT, L.P.,

*Plaintiffs,*

v.

THE CHARITABLE DONOR ADVISED FUND, L.P.,  
CLO HOLDCO LTD., AND NEXPOINT DIVERSIFIED  
REAL ESTATE TRUST

*Defendants.*

No. 1:21-cv-11059-GHW

**NOTICE OF APPEARANCE**

PLEASE TAKE NOTICE that Jeffery C. Arnier, Jr. of Quinn Emanuel Urquhart & Sullivan, LLP, with offices located at 51 Madison Avenue, 22nd Floor, New York, New York 10010, hereby appears on behalf of Plaintiffs Joshua N. Terry and Acis Capital Management, L.P. in the above-captioned matter.

I hereby certify that I am admitted to practice before this Court.

Dated: New York, New York  
May 9, 2023

/s/ Jeffery C. Arnier, Jr.

Jeffery C. Arnier, Jr.  
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*Attorney for Plaintiffs Joshua N. Terry  
and Acis Capital Management, L.P.*